

# HOUSE . . . . . No. 4508

---

---

## The Commonwealth of Massachusetts

---

HOUSE OF REPRESENTATIVES, July 7, 1999.

The committee on Insurance, to whom was referred the petition (accompanied by bill, House, No. 1002) of Nancy Flavin, Christine E. Canavan, Daniel E. Bosley and Carol A. Donovan for legislation to include pharmacists in the definition of health care provider in medical malpractice actions, reports recommending that the accompanying bill (House, No. 4508) ought to pass.

For the committee,

NANCY FLAVIN.

## The Commonwealth of Massachusetts

---

In the Year One Thousand Nine Hundred and Ninety-Nine.

---

### AN ACT RELATIVE TO PHARMACISTS LIABILITY ACTIONS.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

1 Section 60B of Chapter 231 of the General Laws, as appearing  
2 in the 1996 Official Edition, is hereby amended by striking out the  
3 seventh paragraph and inserting in place thereof the following:—

4 For the purposes of this section, a provider of health care shall  
5 mean a person, corporation, facility or institution licensed by the  
6 commonwealth to provide health care or professional services as a  
7 physician, hospital, clinic or nursing home, dentist, registered or  
8 licensed nurse, optometrist, podiatrist, chiropractor, physical ther-  
9 apist, psychologist, acupuncturist, or pharmacist, or an officer,  
10 employee or agent thereof acting in the course and scope of his  
11 employment.